IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY NINTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION No.9415 of 2005

Between:

Sreeramula Prameela W/o.Sundara Rao,
R/o.Stuartpuram Village, Bapatla Mandal,
Guntur District.

..... PETITIONER

AND

1 The Government of A.P. rep. by its Secretary,
Home Department, Secretariat, Hyderabad.
2 The Superintendent of police, Guntur, Guntur Dist.
3 The Inspector of police, Bapatla Police Sation, Guntur,

Guntur Dist.
4 The Sub-Inspector of police, Vedullapalli Police Station,

Bapatla Mandal, Guntur Dist.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or direction more particularly one in the nature of writ of Habeas corpus directing the respondents herein to produce the detenu by name Sreeramula Babu S/o.Sundara Rao Erukula by case aged 25 years R/o.Stuartpuram village,

Baptala Mandal, Guntur District and pass such other order or orders as this Hon'ble court may deem fit and proper in the interest of justice.

Counsel for the Petitioner : Sri GANDURI NAGESWARA RAO

Counsel for the Respondents : THE ADVOCATE GENERAL

The Court made the following :

ORAL ORDER: (Per Hon'ble Sri Justice C.V.Ramulu)

This habeas corpus petition is filed seeking direction to respondents to produce the alleged detenu, Sreeramula Babu,
S/o Sundara Rao, Erukala by caste, aged about 25 years, resident of Stuartpuram village, Bapatla Mandal, Guntur district.

In response to the notice issued by this Court, the fourth respondent – Sub-Inspector of Police, Vedullapalli Police Station, Bapatla Mandal, Guntur district, filed counter-affidavit stating that the alleged detenu was apprehended in connection with Crime No.131 of 2004 of Gollapurolu Police Station registered under Section 457 and 394 of Indian Penal Code and after complying with the formalities of arrest, he was produced before the learned Judicial Magistrate of First Class, Pitapuram, on
27-04-2005 at 10 p.m. Since the learned Magistrate directed the police to produce the alleged detenu on 28-04-2005 at 10.30 a.m., the same was complied with. On perusal of the documents of arrest and hearing the alleged detenu, the learned Magistrate remanded him in judicial custody for an initial period of 15 days and presently, he is lodged in Sub-Jail, Pitapuram.

In view of the averments in the counter-affidavit, there is no illegal detention of the alleged detenu. The writ petition is therefore closed.

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B.SUDERSHAN REDDY, J

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C.V.RAMULU, J

29-04-2005

bsc

ASST. REGISTRAR

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SECTION OFFICER

To

1 The Secretary, Home Department, Government of A.P.,

Secretariat, Hyderabad.
2 The Superintendent of Police, Guntur, Guntur Dist.
3 The Inspector of Police, Bapatla Police Station, Guntur,

Guntur Dist.
4 The Sub-Inspector of Police, Vedullapalli Police Station,

Bapatla Mandal, Guntur Dist.

5. 2 CCs to learned Advocate General, High Court of Andhra

Pradesh, Hyderabad.

6. 2 CD copies

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